

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

MARC VEASEY, JANE HAMILTON,)
 SERGIO DELEON, FLOYD J. CARRIER,)
 ANNA BURNS, MICHAEL MONTEZ,)
 PENNY POPE, OSCAR ORTIZ, KOBY)
 OZIAS, JOHN MELLOR-CRUMLEY, PEGGY)
 HERMAN, EVELYN BRICKNER, GORDON)
 BENJAMIN, KEN GANDY, LEAGUE OF)
 UNITED LATIN AMERICAN CITIZENS)
 (LULAC), AND DALLAS COUNTY, TEXAS,)
Plaintiffs,)

V.

RICK PERRY, Governor of Texas; and JOHN STEEN, Texas Secretary of State,
Defendants.

CIVIL ACTION NO.
2:13-CV-193 (NGR)
[Lead case]

UNITED STATES OF AMERICA,
Plaintiffs,

TEXAS LEAGUE OF YOUNG VOTERS
EDUCATION FUND AND IMANI CLARK,
Plaintiff-Intervenors,

TEXAS ASSOCIATION OF HISPANIC
COUNTY JUDGES AND COUNTY
COMMISSIONERS, AND HIDALGO
COUNTY,
Plaintiff-Intervenors,

V.

STATE OF TEXAS, JOHN STEEN, in his
official capacity as Texas Secretary of State;
and STEVE McCRAW, in his official capacity
as Director of the Texas Department of Public
Safety,
Defendants.

CIVIL ACTION NO.
2:13-CV-263 (NGR)
[Consolidated case]

TEXAS STATE CONFERENCE OF NAACP

BRANCHES; and the MEXICAN)	
AMERICAN LEGISLATIVE CAUCUS OF)	
THE TEXAS HOUSE OF)	
REPRESENTATIVES,)	
<i>Plaintiffs,</i>)	
v.)	CIVIL ACTION NO.
)	2:13-CV-291 (NGR)
JOHN STEEN, in his official capacity as)	[Consolidated case]
Secretary of State of Texas; and STEVE)	
McCRAW, in his official capacity as Director)	
of the Texas Department of Public Safety,)	
<i>Defendants.</i>)	
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BELINDA ORTIZ, LENARD TAYLOR,)	
EULALIO MENDEZ JR., LIONEL)	
ESTRADA; ESTELA GARCIA ESPINOSA,)	
LYDIA LARA, MARGARITO MARTINEZ)	
LARA, MAXIMINA MARTINEZ LARA, AND)	
<i>LA UNION DEL PUEBLO ENTERO, INC.</i>)	
<i>Plaintiffs,</i>)	
v.)	CIVIL ACTION NO.
)	2:13-CV-348 (NGR)
STATE OF TEXAS, JOHN STEEN, in his)	[Consolidated case]
official capacity as Texas Secretary of State;)	
and STEVE McCRAW, in his official capacity)	
as Director of the Texas Department of Public)	
Safety,)	
<i>Defendants.</i>)	
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ADVISORY CONCERNING SUBSEQUENT AUTHORITY

Today, a three-judge panel of the United States Court of Appeals for the Seventh Circuit heard oral arguments concerning Wisconsin's appeal of the district court's judgment in *Ruthelle Frank, et al. v. Scott Walker, et al.*, Case No. 11-CV-01128 (holding that Wisconsin's voter photo identification law, 2011 Wisconsin Act 23, 2011 Wis. Sess. Laws 104 (codified as amended in various sections of Wis. Stat.

Ch. 5 and 6), violated the Fourteenth Amendment and Section 2 of the Voting Rights Act, 42 U.S.C. §1973). Later today, the three-judge panel stayed the district court order enjoining enforcement of Wisconsin Act 23. A copy of the Court of Appeal's order is attached.

Notably, the order mentions the Supreme Court of Wisconsin's decision making "it easier for persons who have difficulty affording any fees to obtain the birth certificate or other documentation needed under the law, or to have the need for documentation waived." Order, *Ruthelle Frank, et al. v. Scott Walker, et al.*, Nos. 14-2058, 14-2059 (September 12, 2014). Prior to these changes, Wisconsin charged a fee of \$20 to obtain a birth certificate, *Ruthelle Frank, et al. v. Scott Walker, et al.*, Case No. 11-CV-01128, Dk. No 195, at 27, compared to the fee of \$3-12 fee charged by Indiana at the time that *Crawford v. Marion County Election Bd.*, 128 S. Ct. 1610, 1621 (2008), was decided. As the court is already aware, Texas has already waived all but \$2-3 of the fee for obtaining a birth certificate, and eliminated the need for obtaining one for persons who are disabled or over the age of 65.

Dated: September 12, 2014

Respectfully submitted,

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MCCRAW

CERTIFICATE OF SERVICE

I hereby certify that on September 12, 2014, a true and correct copy of the foregoing document was served via the Court's ECF system to all counsel of record.

/s/ John B. Scott
JOHN B. SCOTT